

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 111<sup>th</sup> Congress<sup>1</sup>**

[Date approved: July 9, 2010]<sup>2</sup>

**Bill No. and sponsor:** S. 2576 (Mr. Christopher S. Bond of Missouri).

**Proponent name,<sup>3</sup> location:** BASF Corporation, Florham Park, NJ.

**Other bills on product (111<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2011.

**Retroactive effect:** None.

**Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

Diethyl oxalate (CAS No. 95-92-1) (provided for in subheading 2917.11.00).

**Check one:**     ☒ Same as that in bill as introduced.  
                      ☐ Different from that in bill as introduced (see Technical comments section).

**Product information, including uses/applications and source(s) of imports:**

The subject product is a raw material that is used in the production of an intermediate that is, in turn, used in a wide variety of herbicides. The final products are used on soybeans, rice, peanuts, certain grains, and some turf grasses. The product is imported from China.

**Estimated effect on customs revenue for the subject product classifiable in HTS subheading 2917.11.00:**

	2010	2011	2012	2013	2014
					
Col. 1-General rate of duty	3.1%	3.1%	3.1%	3.1%	3.1%
Estimated value <i>dutiable</i> imports <sup>a</sup>	\$1,000,000	\$1,000,000	\$3,000,000	\$3,000,000	\$3,000,000
Customs revenue loss <sup>b</sup>	\$31,000	\$31,000	\$93,000	\$93,000	\$93,000

a/ Dutiable import estimates were provided by industry sources.

b/ At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

<sup>1</sup> Industry analyst preparing report: Philip Stone (202-205-3424 ); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://www.usitc.gov/tariff\\_affairs/congress\\_reports/](http://www.usitc.gov/tariff_affairs/congress_reports/).

<sup>3</sup> The sponsor/proponent did not identify any additional beneficiaries of this bill.

**Contacts with domestic firms/organizations (including the proponent):**

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
BASF Corporation (Proponent) Greg Thies, <a href="mailto:gregory.thies@basf.com">gregory.thies@basf.com</a>	01/25/2010	No	No	No
Albaugh, Inc. Stuart Feldstein, <a href="mailto:stuartf@albaughinc.com">stuartf@albaughinc.com</a>	01/26/2010	No	No	No
Arkema Brian Sowa, <a href="mailto:brian@strategicmi.com">brian@strategicmi.com</a>	01/26/2010	No	No	No
Bayer CropScience William Hensley, <a href="mailto:william.hensley@bayercropscience.com">william.hensley@bayercropscience.com</a>	01/26/2010	No	No	No
Chemtura Matt Mattingley, <a href="mailto:matt@mattingleygroup.com">matt@mattingleygroup.com</a>	01/26/2010	No	No	No
Dow AgroSciences Max Turnipseed, <a href="mailto:mctint@att.net">mctint@att.net</a>	01/26/2010	No	No	No
Dupont Elaine M. Olsen, <a href="mailto:elaine.m.olsen@usa.dupont.com">elaine.m.olsen@usa.dupont.com</a>	01/26/2010	No	No	No
Monsanto James K. Travis, <a href="mailto:james.k.travis@monsanto.com">james.k.travis@monsanto.com</a>	01/26/2010	No	No	No
Nufarm Emily Lawson, <a href="mailto:emily@jrjtradelaw.com">emily@jrjtradelaw.com</a>	01/26/2010	No	No	No
Valent Robin Demouth, <a href="mailto:robin.demouth@valent.com">robin.demouth@valent.com</a>	01/26/2010	No	No	No

**Technical comments:**<sup>4</sup> None.

<sup>4</sup> The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

111TH CONGRESS  
1ST SESSION

# S. 2576

To suspend temporarily the duty on Diethyl oxalate.

---

IN THE SENATE OF THE UNITED STATES

OCTOBER 30, 2009

Mr. BOND introduced the following bill; which was read twice and referred to  
the Committee on Finance

---

## A BILL

To suspend temporarily the duty on Diethyl oxalate.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. DIETHYL OXALATE.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of  
5 the Harmonized Tariff Schedule of the United States is  
6 amended by inserting in numerical sequence the following  
7 new heading:

“	9902.01.00	Diethyl oxalate (CAS No. 95–92–1) (provided for in subheading 2917.11.00) .....	Free	No change	No change	On or before 12/31/2011	”.
---	------------	---	------	-----------	-----------	----------------------------	----

8 (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of the enactment of this Act.

